

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

GEORGE DC PARKER II,

Plaintiff,

v.

SOCIETY FOR CREATIVE
ANACHRONISM INC,

Defendants.

Case No. 3:23-cv-05069-RJB

REPORT AND
RECOMMENDATION

NOTED FOR APRIL 28, 2023


On January 25, 2023, Plaintiff filed a Motion for Leave to Proceed In Forma Pauperis (Dkt. 1), with respect to his proposed civil rights complaint (Dkt. 1-1). On March 7, 2023, the Court ordered plaintiff to show cause why the complaint should not be dismissed for failure to state a claim. Dkt. 3.

Given the identified deficiencies in the proposed complaint, the Court did not grant Plaintiff's IFP application. Plaintiff was given until March 24, 2023, to show cause why his complaint should not be dismissed or file an amended complaint. Plaintiff has not responded to the Court's order to show cause. Accordingly, the undersigned recommends that the Court DENY plaintiff's IFP application and dismiss his action without prejudice for failure to prosecute. A proposed Order accompanies this Report and Recommendation.

Pursuant to 28 U.S.C. § 636(b)(1) and Fed. R. Civ. P. 72(b), the parties shall have fourteen (14) days from service of this report to file written objections. *See also*

1 Fed. R. Civ. P. 6. Failure to file objections will result in a waiver of those objections for
2 purposes of *de novo* review by the district judge, see 28 U.S.C. § 636(b)(1)(C), and can
3 result in a waiver of those objections for purposes of appeal. See *Thomas v. Arn*, 474
4 U.S. 140, 142 (1985); *Miranda v. Anchondo*, 684 F.3d 844, 848 (9th Cir. 2012) (citations
5 omitted). Accommodating the time limit imposed by Fed. R. Civ. P. 72(b), the Clerk is
6 directed to set the matter for consideration on April 28, 2023, as noted in the caption.
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8 Dated this 11th day of April, 2023.
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12 Theresa L. Fricke
13 United States Magistrate Judge
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